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13 SPECIALTY NATIONAL INSURANCE COMPANY

14 UNITED STATES DISTRICT COURT

15 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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17
18 CITY OF DALY CITY,

19 Plaintiff,

20 v.

21 SPECIALTY NATIONAL INSURANCE
22 COMPANY,

23 Defendant.

CASE NO. C 08-03603 CW

STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE THE INITIAL
CASE MANAGEMENT CONFERENCE
AND THE DEADLINE TO FILE THE
RULE 26(f) REPORT AND JOINT CASE
MANAGEMENT STATEMENT

24
25 All parties, by and through their respective counsel, hereby stipulate to continue the Initial
26 Case Management Conference and deadline to file the Rule 26(f) Report and Case Management
27 Statement as follows:
28

**I.
RECITALS**

1. Pursuant to the Court's Order Setting Initial Case Management Conference and Deadlines issued on July 28, 2008, the Initial Case Management Conference is scheduled for November 4, 2008 in Courtroom 2 at 2:00 p.m.

2. On September 17, 2008, Defendant Specialty National filed a motion to dismiss for failure to state a claim pursuant to FRCP, Rule 12(b)(6). The hearing on Specialty National's motion to dismiss is currently set for November 6, 2008 in Courtroom 2 at 2:00 p.m.

3. In an effort to conserve judicial resources and time, the parties respectfully request that the Court continue the Initial Case Management Conference to the same date and time as the hearing on defendant's motion to dismiss.

Accordingly, the parties hereby stipulate to the following:

**II.
STIPULATION**

1. The Initial Case Management Conference shall be continued from November 4, 2008 to November 6, 2008 at 2:00 p.m.;

2. The deadline to file the Rule 26(f) Report and Case Management Statement shall be continued from October 28, 2008 to October 31, 2008;

3. The parties will complete their initial disclosures by November 26, 2008.

IT IS SO STIPULATED

Dated: October 22, 2008

HAYES DAVIS BONINO
ELLINGSON McLAY & SCOTT, LLP

By: 

MARK G. BONINO
PHUONG N. FINGERMAN
Attorneys for Plaintiff
CITY OF DALY CITY

Dated: October 22, 2008

CHARLSTON, REVICH & WOLLITZ, LLP

By: 

~~IRA REVICH~~ STEPHEN P. SOSKIN
Attorney for Defendant
SPECIALTY NATIONAL INSURANCE
COMPANY

[PROPOSED] ORDER

Pursuant to the Stipulation, the Court hereby continues the following:

1. The Initial Case Management Conference shall be continued from November 4, 2008 to November 6, 2008 at 2:00 p.m.;
2. The deadline to file the Rule 26(f) Report and Case Management Statement shall be continued from October 28, 2008 to October 31, 2008;
3. The parties will complete their initial disclosures by November 26, 2008.

IT IS SO ORDERED.

10/31

Dated: _____, 2008



THE HONORABLE CLAUDIA A. WILKEN
UNITED STATES DISTRICT COURT JUDGE